



#5

PATENT

Attorney's Docket No. 438-12

COMBINED DECLARATION AND POWER OF ATTORNEY  
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION OR CIP)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☒ original  
☐ design  
☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check next item; check appropriate one of last three items.

- ☐ national stage of PCT

NOTE: If one of the following 3 items apply then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR CIP.

- ☐ divisional  
☐ continuation  
☒ continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

PATIENT CARE AND COMMUNICATION SYSTEM

SPECIFICATION IDENTIFICATION

the specification of which: (complete (a), (b) or (c))

- (a) ☒ is attached hereto.  
(b) ☐ was filed on \_\_\_\_\_ as ☐ Serial No. 0 / \_\_\_\_\_  
or ☐ Express Mail No., as Serial No. not yet known \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

- (c) ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

**ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information

- which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56

(also check the following items, if desired)

- ☐ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, and
- ☐ In compliance with this duty there is attached an information disclosure statement in accordance with 37 CFR 1.90.

**PRIORITY CLAIM (35 U.S.C. § 119)**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

- (d) ☒ no such applications have been filed.
- (e) ☐ such applications have been filed as follows.

NOTE: Where item (e) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

**A. PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION  
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO



(Declaration and Power of Attorney [1-1]—page 3 of 5)

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

**NOTE:** If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete **ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION** for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.

**POWER OF ATTORNEY**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

PETER G. DILWORTH, Reg. No. 26,450; ROCCO S. BARRESE, Reg. No. 25,253;  
JOSEPH J. CATANZARO, Reg. No. 25,837; DAVID M. CARTER, Reg. No. 30,949;  
ADRIAN T. CALDERONE, Reg. No. 31,746; GEORGE M. KAPLAN, Reg. No. 28,375;  
PAUL J. FARRELL, Reg. No. 33,494; PETER DELUCA, Reg. No. 32,978; JEFFREY S. STEEN,  
Reg. No. 32,063; JOSEPH W. SCHMIDT, Reg. No. 36,920; RAYMOND E. FARRELL, Reg. No.  
34,816; GERAARD M. WISSING, Reg. No. 36,309; RUSSELL R. KASSNER, Reg. No. 36,183;  
FRANK CHAU, Reg. No. 34,136; SCOTT D. WOFSY, Reg. No. 35,413; ANTHONY J. NATOLI,  
Reg. No. 36,223; and DANIEL L. GOBETZ, Reg. No. 36,812; each of them of DILWORTH &  
BARRESE, 333 Earle Ovington Boulevard, Uniondale, New York 11553.

**SEND CORRESPONDENCE TO**

Rocco S. Barrese, Esq.  
Dilworth & Barrese  
333 Earle Ovington Boulevard  
Uniondale, NY 11553

**DIRECT TELEPHONE CALLS TO:**  
(Name and telephone number)

(516) 228-8484

**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**SIGNATURE(S)**

Full name of sole or first inventor: John CHIAO  
Inventor's signature: [Signature]  
Date: 2/10/94 Country of Citizenship: USA  
Residence: Seymour, Connecticut  
Post Office Address: 1 Great Meadow Road  
Seymour, CT 06483

Full name of second joint inventor, if any Israel HERSH  
Inventor's signature Israel Hersh  
Date 2/10/94 Country of Citizenship USA  
Residence Fairfield, Connecticut  
Post Office Address 175 Fairmont Terrace  
Fairfield, CT 06432

Full name of third joint inventor, if any Dmitry ORLOVSKY  
Inventor's signature Dmitry Orlovsky  
Date 2/10/94 Country of Citizenship USA  
Residence Danbury, Connecticut  
Post Office Address 26 Tamanny Trail  
Danbury, CT 06811

Full name of fourth joint inventor, if any Joe VINCENS  
Inventor's signature Joe Vincens  
Date 2/10/94 Country of Citizenship USA  
Residence Prospect, Connecticut  
Post Office Address 15 Roy Mountain Road  
Prospect, CT 06712

Full name of fifth joint inventor, if any Yaron RAM  
Inventor's signature Yaron Ram  
Date 2/10/94 Country of Citizenship ISRAEL  
Residence Stamford, Connecticut  
Post Office Address 24 Radio Place, Apt. 18  
Stamford, CT 06906

Full name of sixth joint inventor, if any \_\_\_\_\_  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship \_\_\_\_\_  
Residence \_\_\_\_\_  
Post Office Address \_\_\_\_\_

Full name of seventh joint inventor, if any \_\_\_\_\_  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship \_\_\_\_\_  
Residence \_\_\_\_\_  
Post Office Address \_\_\_\_\_

Full name of eighth joint inventor, if any \_\_\_\_\_  
Inventor's signature \_\_\_\_\_  
Date \_\_\_\_\_ Country of Citizenship \_\_\_\_\_  
Residence \_\_\_\_\_  
Post Office Address \_\_\_\_\_

**CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGE(S) WHICH FORM A PART OF THIS DECLARATION**

- ☐ Signature for subsequent joint inventors. Number of pages added \_\_\_\_\_
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added \_\_\_\_\_
- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_\_
- ☒ Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (CIP) application.  
    x Number of pages added 2
- ☐ Authorization of attorney(s) to accept and follow instructions from representative

*If no further pages form a part of this Declaration then end this Declaration with this page and check the following item*

- ☐ This declaration ends with this page



ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION

(complete this part only if this is a divisional, continuation or CIP application)

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT International application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS  
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:

U.S. APPLICATIONS		Status (Check one)		
U.S. APPLICATIONS	U.S. FILING DATE	Patented	Pending	Abandoned
1.0 8,087,394	July 2, 1993		X	
2.0 8,033,287	March 16, 1993		X	
3.0 7,924,101	August 3, 1992		X	
4.0 7,559,196	July 27, 1990		X	
5.0 /				
6.0 /				
7.0 /				
8.0 /				
9.0 /				

(Added Page to Combined Declaration and Power of Attorney for Divisional Continuation or CIP Application [1-2.1]—page 1 of 2)

[illegible]

ABOVE APPLICATION NO.	DETAILS OF FOREIGN APPLICATION FROM WHICH PRIORITY CLAIMED UNDER 35 USC 119			
	Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)
1.				
2.				
3.				
4.				
5.				
6.				

ASSIGNMENT

For and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, eLot, Inc., a Virginia corporation having offices at 301 Merritt 7 Corporate Park, Norwalk, CT 06851, USA (formerly Executone Information Systems, Inc.) (hereinafter "Assignor"), hereby grants, assigns, sells, transfers, conveys, sets over and quitclaims effective as of April 19, 2001 to Hill-Rom Services, Inc., a Delaware corporation having offices at 1069 State Route 46 East, Batesville, IN 47006, USA (hereinafter "Assignee"), its successors and assigns, the entire rights, title and interests in and to the patents and applications set forth on Exhibit A, attached hereto and made a part hereof; in and to the inventions covered by such patents and applications; in and to any divisional, continuation, continuation-in-part, or reissue applications corresponding to such patents and applications and any reexamination of such patents and applications; in and to any foreign patents or patent applications corresponding thereto; and the right to claim priority based on the filing dates of such applications under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purpose; together with all claims for profits or damages due or accrued by reason of past, present, or future infringements of such patents and applications, with the right to sue for, and collect the same for, Assignee's own use and benefit, and for the benefit of Assignee's successors, assigns, and legal representatives. Assignor will without further compensation, perform such lawful acts and execute all further documents as Assignee may reasonably request to effectuate fully the assignment of such patents and applications.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be signed by a duly authorized officer.

eLot, Inc (Assignor)

By Barbara C. Anderson

Date: July 9, 2001

ACKNOWLEDGMENT

STATE OF CT )  
COUNTY OF Fairfield ) SS:

Acknowledged before me, a Notary Public, within and for said County and State. WITNESS my hand and notarial seal this 9<sup>th</sup> day of July, 2001.

My Commission Expires:

My Commission Exp. Apr. 30, 2004

Resident of Fairfield County

Sheryl L. Williams  
Notary Public

Sheryl L. Williams  
Printed Name



Hill-Rom Services, Inc (Assignee)

By: William A. Morrison  
William A. Morrison  
Assistant Secretary

Date: July 13, 2001

**ACKNOWLEDGMENT**

STATE OF Indiana )  
COUNTY OF Ripley ) SS:

Acknowledged before me, a Notary Public, within and for said County and State. WITNESS my hand and notarial seal this 13<sup>th</sup> day of July, 2001.

My Commission Expires:

2-27-09

Elaine Kessen  
Notary Public

Resident of DEARBORN County

EIAINE KESSEN  
Printed Name

### Exhibit A

Patent Number	Issue Date	Title	Inventors
U.S. 6,009,333	Dec. 28, 1999	Telephone communication system having a locator and a scheduling facility	Chaco, John, Seymour, Connecticut,
U.S. 5,822,544	Oct. 13, 1998	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut
EP 0689699	Apr. 28, 1999	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut
IT 0689699	Apr. 28, 1999	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut
U.S. 5,822,418	Oct. 13, 1998	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
AU 708673	Jun. 17, 1999	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
DE 06895097555	Apr. 28, 1999	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
EPO 0748556	June 7, 1999	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
ES 0748556	June 7, 1999	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
SE 0748556	June 7, 1999	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut
U.S. 5,689,229	Nov. 18, 1997	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut Ram, Yaron, Stamford, Connecticut
U.S. Applic. SN 08/923,227	Filed Sept. 4, 1997	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut Ram, Yaron, Stamford, Connecticut
U.S. Applic. SN 08/932,227	Filed Sept. 4, 1997	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut Ram, Yaron, Stamford, Connecticut

U.S. 5,594,786	Jan. 14, 1997	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut Ram, Yaron, Stamford, Connecticut
AU 693528	Nov. 5, 1998	Patient care and communication system	Chaco, John, Seymour, Connecticut Hersh, Israel, Fairfield, Connecticut Orlovsky, Dmitry, Danbury, Connecticut Vincens, Joe, Prospect, Connecticut Ram, Yaron, Stamford, Connecticut
U.S. 5,515,426	May 7, 1996	Telephone communication system having a locator	Yacenda, Michael W., Stamford, Connecticut Chaco, John, Seymour, Connecticut Yaron, Ram, Stamford, Connecticut
U.S. 5,465,082	Nov. 7, 1995	Apparatus for automating routine communication in a facility	Chaco, John, Seymour, Connecticut
U.S. 5,455,851	Oct. 3, 1995	System for identifying object locations	Chaco, John, Seymour, Connecticut Ram, Yaron, Stamford, Connecticut
DE 69409809	Dec. 29, 1995	System for identifying object locations	Chaco, John, Seymour, Connecticut Ram, Yaron, Stamford, Connecticut
ES 2118422	Sept. 16, 1998	System for identifying object locations	Chaco, John, Seymour, Connecticut Ram, Yaron, Stamford, Connecticut
AU 586201	Jun. 4, 1995	System for identifying object locations	Chaco, John, Seymour, Connecticut Ram, Yaron, Stamford, Connecticut
U.S. 5,291,399	Mar. 1, 1994	Method and apparatus for accessing a portable personal database as for a hospital environment	Chaco, John, Seymour, Connecticut
U.S. Applic. SN 09/500,204	Filed Feb 8, 2000	Infant Monitoring System and Method	Chaco, John
U.S. Applic. SN 09/410,386	Filed Sept 3, 1999	A Portable Locator System	Kabala, Stan
U.S. D398,899	Sept. 29, 1998	Battery Module	Chaco, John
Reg. Ind. Des. No. D158 (BR 5800376-2)	Sept. 3, 1999	Battery Module	Chaco, John
U.S. D398,579	Sept. 22, 1998	Battery Mount	Chaco, John
Reg. Ind. Des. No. D158 (BR 5800375-4)	Sept. 3, 1999	Battery Mount	Chaco, John

BOSE McKINNEY & EVANS LLP

2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204



PATENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 2635 }

Atty. Docket: 8266-0681 }

Applicants: Chaco et al. }

Title: PATIENT CARE AND  
COMMUNICATION  
SYSTEM }

Serial No.: 09/883,424 }

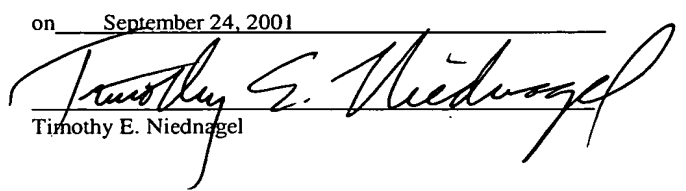
Filed: June 18, 2001 }

Examiner: Unknown }

Certificate Under 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as first class mail in  
an envelope addressed to the Commissioner for Patents,  
Washington, D.C. 20231

on September 24, 2001

  
Timothy E. Niednagel

REVOCATION OF POWER OF ATTORNEY  
AND APPOINTMENT OF NEW ATTORNEY

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Hill-Rom Services, Inc., assignee of the above-cited patent application, hereby  
revokes all previously granted powers of attorney in the above referenced patent application.  
and hereby appoints James A. Coles, Reg. No. 28,291, Timothy E. Niednagel, Reg. No.  
33,266, Douglas A. Yerkeson, Reg. No. 39, 882, R. Trevor Carter, Reg. No. 40,549, Robert  
D. Null, Reg. No. 40,746, Norman J. Hedges, Reg. No. 44,151, Christine Mayewski Orich,  
Reg. No. 44,987, Gerald W. Roberts, Reg. No. 45,046 and Paul E. Franz, Reg. No. 45,910, all  
members of the Bar of the State of Indiana, and members of the firm of Bose McKinney &  
Evans LLP, whose address is:

Bose McKinney & Evans LLP  
2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204  
(317-684-5000)

as its attorneys, to transact all business in the United States Patent and Trademark Office in connection with this application, and requests that all correspondence be sent to Timothy E. Niednagel at the address set forth above. A copy of the Assignment to Hill-Rom Services, Inc. is attached.

Declared at Batesville, Indiana this 31 day of August, 2001.

HILL-ROM SERVICES, INC.

William A. Morrison  
Signature

William A. Morrison  
Printed Name  
Assistant Secretary  
August 31, 2001  
Date

356150